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TC 1700

1772

Patent  
Attorney's Docket No. 027650-969

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Patent Application of:	)	
	)	
Mikael BERLIN et al.	)	Group Art Unit: 1772
	)	
Serial No.: 10/070,363	)	Examiner: Michael C. Miggins
	)	
Filed: March 5, 2002	)	Confirmation No.: 3136
	)	
For: METHOD OF PRODUCING A	)	
LAMINATED PACKAGING	)	
MATERIAL, AND PACKAGING	)	
CONTAINERS PRODUCED FROM	)	
THE PACKAGING MATERIAL	)	

**AMENDMENT/REPLY TRANSMITTAL LETTER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed is a reply for the above-identified patent application.

- ☐ A Petition for Extension of Time is also enclosed.
- ☐ A Terminal Disclaimer and the ☐ \$55.00 (2814) ☐ \$110.00 (1814) fee due under 37 C.F.R. § 1.20(d) are also enclosed.
- ☐ Also enclosed is/are \_\_\_\_\_.
- ☐ Small entity status is hereby claimed.
- ☐ Applicant(s) requests continued examination under 37 C.F.R. § 1.114 and enclose the ☐ \$375.00 (2801) ☐ \$750.00 (1801) fee due under 37 C.F.R. § 1.17(e).
- ☐ Applicant(s) requests that any previously unentered after final amendments not be entered. Continued examination is requested based on the enclosed documents identified above.
- ☐ Applicant(s) previously submitted \_\_\_, on \_\_\_, for which continued examination is requested.
- ☐ Applicant(s) requests suspension of action by the Office until at least \_\_\_, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.

- ☐ A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (1809/2809) is also enclosed.
- ☒ No additional claim fee is required.
- ☐ An additional claim fee is required, and is calculated as shown below:

AMENDED CLAIMS					
	NO. OF CLAIMS	HIGHEST NO. OF CLAIMS PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	ADD'L FEE
Total Claims		MINUS =		× \$18.00 (1202) =	
Independent Claims		MINUS =		× \$84.00 (1201) =	
If Amendment adds multiple dependent claims, add \$280.00 (1203)					
Total Claim Amendment Fee					
If small entity status is claimed, subtract 50% of Total Claim Amendment Fee					
TOTAL ADDITIONAL CLAIM FEE DUE FOR THIS AMENDMENT					

☐ A total fee in the amount of \$ \_\_\_\_\_ is enclosed.

☐ Charge \$ \_\_\_\_\_ to Deposit Account No. 02-4800.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: September 9, 2003

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AMENDMENT AND REPLY TO RESTRICTION REQUIREMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Official Action issued August 12, 2003, Applicants hereby provisionally elect, albeit with traverse, Group I, claims 1-24, drawn to a method of producing a laminated packaging material. Applicants submit that the shortened statutory period for reply to the Office Action should have been 3 months since the Office Action also includes a rejection of Claim 1 as allegedly being anticipated by WO 98/09812.

The Restriction Requirement is traversed because at least Claim 25 has the same special technical features as Group I, claims 1-24. Claim 25 is directed to a laminated packaging material produced by the method of Claim 1, and does not include a fold formation step as alleged in the Office Action. In view of the following amendment to Claim 26, Applicants further submit that amended Claim 26 is directed to a packaging container produced from a laminated packaging material as claimed in Claim 25. Amended